

Town of Shrewsbury - Board of Selectmen
Richard D. Carney Municipal Office Building-Selectmen's Meeting Room
100 Maple Avenue
Monday, June 16, 2003 at 7:00 PM

Minutes

Present:

Bruce Card, Maurice DePalo, Thomas Fiore, Philip Hammond, John Lebeaux, and Daniel Morgado, Town Manager. Mr. Fiore called the meeting to order at 7:05pm.

Preliminaries:

1. Approve bills, payrolls and warrants #0397 in the amount of \$1,452,067.54, #0399 in the amount of \$253,234.21, #0399S in the amount of \$2,269,634.22, #03100 in the amount of \$2,096,750.27, and #03102 in the amount of \$1,640,210.16.
2. Approve Minutes of June 2, 2003. Motion made, seconded and unanimously voted to approve.
3. Announcements – Mr. Lebeaux announced that there will be a blood drive at the Senior Center this Thursday, June 19th from 2:00pm-8:00pm sponsored by the COA and Firefighters. He stated he had received a call regarding west Nile virus and spraying for mosquitoes and had talked to the Health Dept. Mrs. Allen advised him that those interested in having their property sprayed should call the Central Mass. Mosquito Control Project to set up a date. Telephone numbers are listed on the web site or residents can call the Health Dept. There have been no cases of west Nile reported in Shrewsbury to date. Residents can refer to the Board of Health web site for more information. Mr. Fiore advised that he had attended a ceremony dedicating a plaque to former Shrewsbury resident Jack Barry at the corner of Spag's Alley and Harrington Avenue last Saturday. The plaque noted all of Mr. Barry's accomplishments.
4. Town Manager's Report - Nothing other than what is on the Agenda.

Meetings:

Public Hearings:

5. 7:00pm – Tri State Truck Center, Inc., Kevin Holmes, owner, 411 Hartford Turnpike, Class I and Commercial Garage License. Sales: Mon.-Fri. 8:00am-8:00pm, Sat. 8:00am-5:00pm & Sun. 12:00 noon - 5:00pm. Service: Mon.-Fri. 8:00am-8:00pm & Sat. 8:00am-5:00pm. Atty. Richard Ricker and Mr. Holmes were present. Mr. Fiore advised that he holds a Class II license but as it is different from a Class I, it is not a conflict and he would participate in this discussion. Mr. Ricker outlined Mr. Holmes' plans for this site. This would be a franchise of Freightliner World Wide for the sales of new and used Freightliner as well as other trucks. Mr. Holmes is moving his business from Southborough to Shrewsbury and currently employs 38 people he anticipates hiring more. Mr. Ricker requested one change to the application. Service hours changed from 8:00am-8:00pm Monday-Friday to 6:30am-12:00 midnight and from 8:00am-5:00pm on Saturday to 7:00am-5:00pm to accommodate Freightliner's requirements. Mr. Ricker added that they had already been to the ZBA and obtained the necessary variances for this site. Mr. Fiore advised that reports had been received from Dept. Heads. The ZBA refers to the 2002 decision and the Treasurer's Office notes outstanding personal property taxes for the current tenant but property taxes are paid. Fire Chief has no issues and the Disabilities Commission asks that ADA requirements be followed. In response to questions from the Board, Mr. Holmes stated that he would be putting up a new building and hoped to be in by year end. Mr. Fiore opened the hearing to the public. As there was no comment, motion was made, seconded and unanimously voted to close the hearing. After a discussion on various items, including the exits and entrances to the business, a motion was made, seconded and unanimously voted to approve the application of Tri State Truck Center, Inc. for Class I and Commercial Garage Licenses. Hours of operation: Sales Mon.-Fri. 8:00am-8:00pm, Sat. 8:00am -5:00pm and Sun. 12:00 noon-5:00pm. Service Mon.-Fri. 6:30am-12:00 midnight and Sat. 7:00am-5:00pm. Motion was seconded and unanimously voted.

Old Business:

6. Policy 9 - "Limit the number of Class II Used Car Licenses to Total of Twenty" discussion. Mr. Fiore recused himself from this discussion citing conflict of interest. Mr. Hammond advised the Board that he and Mr. Card had conducted a study of Policy 9. They recommended amending the present policy to allow for a

Class II license to be issued to a business where the license would be incidental to its business operation or which would result in a significant improvement to the site. Thereby increasing property value and benefiting the Town's tax revenues. After a discussion the Board concluded that Shrewsbury currently has 22 Class II licenses, two over the limit as set in Policy 9, and that number meets the public need. Motion was made, seconded and voted four in favor with one abstention to leave Policy 9 as currently written with a limit of 20 Class II Licenses. As this is a Policy and not a By-Law, unique situations will be dealt with in the future should they occur.

7. Set Meeting Schedule July-December. Motion was made seconded and unanimously voted to adopt the meeting schedule as presented.

New Business:

8. Act on Joint Purchase Group Agreement. Mr. Morgado advised that several area towns have been working on a joint health insurance agreement and he is asking the Board to mark it for action at the June 30th meeting. The Board will take up the Joint Agreement under Old Business on June 30th.
9. Reappointment of Constables – James Abdella, Rajoo Ananth, Joseph Armenti, Robert Dumas, Brian Gerardi, Daniel Jalbert, John Manzi, Robert McGinley, Alfred St. Onge, Jr., and Chief Wayne Sampson, – one year term to expire June 30, 2004. Mr. Fiore read the names of those wishing to be reappointed. Motion was made, seconded and unanimously voted to reappoint the constable list as read by Mr. Fiore.
10. Reappoint Henry Wood, Martha Thomas, and Donald Gray to the Historic District Commission - 3 year term to expire June 30, 2006 and Edward Healy as an alternate member - 3 year term to expire June 30, 2006. Motion was made to reappoint Henry Wood, Martha Thomas and Donald Gray to the Historic District Commission for a term of 3 years expiring June 30, 2006 and Edward Healy as an alternate member for a term of 3 years expiring June 30, 2006. Motion was seconded and unanimously voted.
11. Notice of Intent to sell parcel of land on Green Street under MGL, Chapter 61A, Sec. 14. Mr. Morgado explained that owner of this piece of land and WBDC are in discussion in relation to Centech Park. The purchase of this parcel would allow the Cherry Street connector road to be aligned. As the land is classed as 61A the Town has right of first refusal if they wish to purchase. Mr. DePalo moved the Town waive its right of first refusal on the parcel of land on Green Street in Shrewsbury owned by Carl L. Hook, Peter E. Hook and Rosemary Hook. Motion was seconded and unanimously voted.
12. Sign Certificate of Election for Town Clerk. Motion made to sign the Certificate, seconded and unanimously voted.
13. Struck Catering, 130 Hamilton Street, One Day All Alcohol License for event at Hoagland-Pincus Conference Center, 222 Maple Avenue, Friday, June 20, 2003 from 6:00pm to 11:00pm. Motion was made to approve the application as stated for a one day all alcohol license for Struck Catering. Motion was seconded and voted four in favor with one abstention.
14. Discussion – Off Premises Signs. Mr. Morgado said he had been approached by the League of Women Voters and now by OAR (stream watch) regarding putting signs in the public way. At present signs are allowed over Maple Avenue and in front of Beal School. He suggested that signage for Town organizations or events only be allowed in front of Beal School and that the OAR people put their sign on Main Street by Hop Brook. After a discussion the Board decided to leave the sign policy as it is now and to advise the OAR people to contact home owners in the vicinity of Hop Brook and get their permission to put signs on private property.
- 14a. Reappoint Melvin P. Gordon, Chairman of the Planning Board as a Member of the ZBA for a term of one year to expire on June 30, 2004. Motion was made, seconded and unanimously voted to reappoint Melvin Gordon as a Member of the ZBA by virtue of his position as chairman of the Planning Board for a term of one year expiring June 30, 2004.
- 14b. Reappoint Jonathan B. Wright, Vice Chairman of the Planning Board, as an Associate Member of the ZBA for a one year term to expire June 30, 2004. Motion was made, seconded and unanimously voted to reappoint Jonathan Wright as an Associate Member of the ZBA by virtue of his position as vice chairman of the Planning Board for a term of one year expiring June 30, 2004.

Executive Session:

15. Pending or Potential Litigation. Motion was made, seconded, and unanimously voted to adjourn into executive session at 8:44pm and not to reconvene for the purpose of discussing pending or potential litigation. The Board was polled, Mr. Hammond, yes, Mr. DePalo, yes, Mr. Card, yes, Mr. Lebeaux, yes, and Mr. Fiore, yes.

Communications:

16. Noted copy mailed: Letters from Henry Wood and Martha Thomas expressing interest in reappointment to the Historic District Commission
17. Noted copy mailed: Street Sweeping Update as of 5/29/
18. Noted copy mailed: E-mail from Michael Stiling re New Water Rates.
19. Noted copy mailed: Mr. Morgado's response to John Connor re water rate modifications.
20. Noted copy mailed: Thank you letter from Mr. Morgado to Kelly Byrne re reporting fire at former high school.
21. Noted copy mailed: ZBA Hearing Minutes, 5/14/03, NationsRent, 800 Hartford Turnpike.
22. Noted copy mailed: ZBA Hearing Minutes, 5/14/03, Michael & Dawn Nelson, 23 Hillando Drive.
23. Noted copy mailed: ZBA Hearing Minutes, 5/14/03, John LaCroix/Ski Ward, 1000 Main Street.
24. Noted copy mailed: ZBA Hearing Minutes, 5/14/03, Rawan Realty/Serrato Signs, 196 Boston Turnpike.
25. Noted copy mailed: ZBA Hearing Minutes, 5/14/03, John & Lisa Sooy. 52 Boylston Circle.
26. Noted copy mailed: E-mail from Mr. Hale re thank you from Mrs. Paul Spiewak re sign at Cervini property.
27. Noted copy mailed: Mass. Dept. of Revenue Bulletin #2003-12B.
28. Noted copy mailed: Memo from Dept. of Telecommunications & Energy re investigation to establish a surcharge.
29. Noted copy mailed: Memo from Dept. of Housing & Community Development re Updated HOME Rent, Income Limits, Subsidy & Purchase Price/Value Limits.
30. Noted copy mailed: School Committee Meeting Minutes, 5/14/03.
31. Noted copy mailed: Letter to MassHousing re Enaya Place Site Approval Application.
32. Noted copy mailed: Notice of Project Change – Hickory Hill Estates II. (complete package on file in BOS office)
33. Noted copy mailed: Letter from Rep. Polito re reconstruction of Corazzini Boat Ramp. Mike Hale has inquired and project is on list, if not this year then next year.
34. Noted copy mailed: Letter from MassHighway re Maple Ave. Crosswalk at Commonwealth Ave.
35. Noted copy mailed: Letter from Adelaide Rogers re tree at 207 Spring Street. Forward to John Knipe for opinion and copy to Jack Perreault.
36. Noted copy mailed: E-mail from Thomas Rooney re June 14th Event Invitation.
37. Noted copy mailed: Notice from Dept. of Environmental Protection re availability of financing for State Revolving Fund loan program for 2004.
38. Noted copy mailed: MMA Action Alert #11, 6/9/03.
39. Noted copy mailed: Invitation from U.S. Conference of Mayors to join the Nat. Organization on Disability Community Partnership Program. Forward to Disability Commission.
40. Noted copy mailed: MPO Meeting Notice from CMRPC.
41. Noted copy mailed: ZBA Hearing Agenda, 7/1/03.
42. Noted copy mailed: School Committee Meeting Agenda, 6/18/03.
43. Noted copy mailed: E-mail from Tau Hsu requesting yield or stop sign at Brook and South Street merge. Forward to Chief Sampson for recommendation.
44. Noted copy mailed: E-mail from Thomas Rooney, 5 Birch Lane, re Bud Selig's letter.

Motion was made, seconded, and unanimously voted to adjourn into executive session at 8:44pm not to reconvene for the purpose of discussing pending or potential litigation.

Respectfully submitted,

Janice C. McCoy
Secretary